

RECEIVED
CENTRAL FAX CENTER

APR 25 2008

ROCKEY, DEPKE & LYONS, LLC

233 S. WACKER DRIVE, SUITE 5450
CHICAGO, ILLINOIS 60606
PH: (312) 277-2006
FX: (312) 441-0570FACSIMILE TRANSMISSION

TOTAL PAGES (Including Cover Page)

13

DATE:

4/25/08

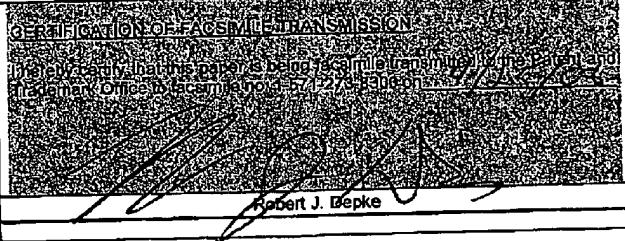
Commissioner of Patents and Trademarks
 TO: Examiner: David E. Graybill FROM: Robert J. Depke, Reg. No. 37,607
 FAX NO: (571) 273-8300 MAIN FAX NO.: (312)441-0570
 ALTERNATE FAX NO: (312)876-1325

If you experience any difficulty with this transmission, please call (312) 277-2006 for assistance.

ORIGINAL COPY AND ENCLOSURES
 WILL BE SENT BY MAIL COURIER
 WILL NOT BE SENT

NOTES:

Inventor: Yoshiyuki Yanagisawa et al.
 Serial No. : 09/876,290
 Art Unit: 2822
 Filed: June 7, 2001
 Attorney Ref.: 075834.00085

IMPORTANT NOTICE

This transmission (including all attached pages) is intended only for the use of the named addressee(s), and may contain information that is privileged or exempt from disclosure under applicable law. **IF YOU ARE NOT A NAMED ADDRESSEE, YOU ARE HEREBY NOTIFIED THAT ANY USE, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS TRANSMISSION IS STRICTLY PROHIBITED.** If you have received this transmission in error, please destroy all copies and notify us immediately at this telephone number: (312) 277-2006.

APR 25 2008

PTO/SB/21 (09-04)

Approved for use through 07/31/2006, OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL
FORM

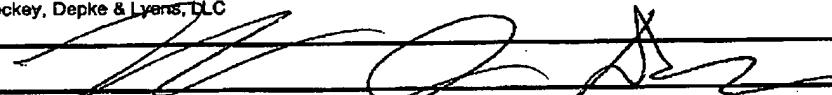
(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/876,290
Filing Date	Jun 7, 2001
First Named Inventor	Yoshiyuki Yanagisawa et al.
Art Unit	2822
Examiner Name	David E. Graybill
Attorney Docket Number	075834.00085

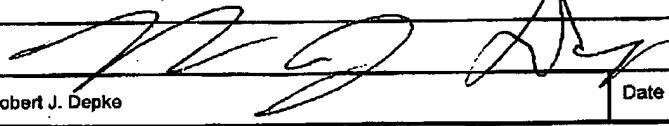
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <input type="checkbox"/> Reply to Notice of Non-Compliant Amendment
Remarks		
The Commissioner is hereby authorized to charge any fees due or to credit any overpayment to Deposit Account No. 50-3891.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Rockey, Depke & Lyons, DLC		
Signature			
Printed name	Robert J. Depke		
Date	4/25/08	Reg. No.	37,607

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature		
Typed or printed name	Robert J. Depke	Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 09/876,290

Confirmation No.: 9540

RECEIVED

CENTRAL FAX CENTER

Applicant: Yoshiyuki Yanagisawa et al.

APR 25 2008

Filed: June 7, 2001

TC/A.U.: 2827

Examiner: David E. Graybill

Docket No.: 075834.00085

Customer No.: 33448

AMENDMENT IN RESPONSE TO
NOTICE OF NON-COMPLIANCE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

SIR:

In response to the Notice of Non-Compliant Amendment of March 25, 2008, please amend the above-identified application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.